

I hereby certify that this correspondence is being deposited with the US Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, MS Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Date: June 13, 2005

By:

Carol A. See
Carol A. See

PATENT
Docket No. GC743-2-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
Soucaille et al.)	Group Art Unit: Unassigned
)	
Serial No.: 10/511,043)	Examiner: Unassigned
)	
Filed: October 12, 2004)	
)	
For: Method of Creating a Library of Bacterial)	
Clones with Varying Levels of Gene)	
Expression)	

STATEMENT OF SAMENESS

MAIL STOP MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR 1.821(e) or 1.821(f) or 1.821(g) or 1.825(d), the computer readable copy of the sequence listing, and the paper copy submitted herewith in the above application are believed to be the same. The present submission contains no new matter relative to the application as originally filed.

Respectfully submitted,

Date: June 13, 2005

Lynn Marcus-Wyner
Lynn Marcus-Wyner
Registration No. 34,889

Genencor International, Inc.
925 Page Mill Road
Palo Alto, CA 94304-1013
Tel: 650-846-7500, X7620
Fax: 650-845-6504

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Clones with Varying Levels of Gene)	
Expression)	

TRANSMITTAL LETTER FOR NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL APPLICATION

MS MISSING PARTS
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In complete response to the Notice to File Missing Parts of Nonprovisional
Application dated April 13, 2005, enclosed please find:

- ☒ Two Combined Declarations and Powers of Attorney signed by the
inventor(s) and the surcharge of \$130.00 as set forth in 37 C.F.R.
§ 1.16(e);
- ☐ Assignment document, Form PTO-1595, and the \$40.00 Assignment
Recording Fee in duplicate;
- ☒ Preliminary Amendment
- ☒ Paper copy of Sequence Listing (16 pages)
- ☒ CD-ROM copy of Sequence Listing

06/17/2005 GFREY1 00000088 071043 10511043

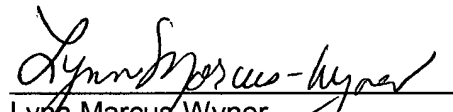
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- ☐ [] Notice to Comply with Requirements for Patent Applications
Containing Nucleotide Sequence and/or Amino Acid Sequence
Disclosures (copy of Notice to be returned with response);
- ☒ [X] Form PCT-371, Formalities Notice (copy of Notice to be returned with
response); and
- ☒ [X] Other: Statement of Sameness
- ☒ [X] Charge \$130.00 to Deposit Account No. 07-1048.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R.
§§ 1.16, 1.17, and 1.21 that may be required by this paper, and to credit any
overpayment, to Deposit Account No. 07-1048 (Docket No. GC743-2-US). A
duplicate of this paper is enclosed.

Respectfully submitted,

Date: June 13, 2005


Lynn Marcus-Wyner
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PCT



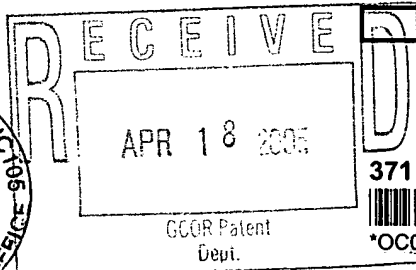
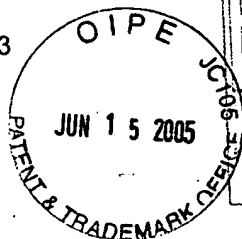
UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,043	Philippe Soucaille	GC743-2-US

INTERNATIONAL APPLICATION NO.
PCT/US03/12045

Lynn Marcus-Wyner
Genencor International Inc
925 Page Mill Road
Palo Alto, CA 94304-1013



I.A. FILING DATE	PRIORITY DATE
04/18/2003	04/22/2002

CONFIRMATION NO. 6139

371 FORMALITIES LETTER



OC000000015723243

Date Mailed: 04/13/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/12/2004
- Copy of the International Search Report filed on 10/12/2004
- Request for Immediate Examination filed on 10/12/2004
- U.S. Basic National Fees filed on 10/12/2004
- Priority Documents filed on 10/12/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604

(September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,043	PCT/US03/12045	GC743-2-US